

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DONNA KNOCHER,
KENNETH R. KNOCHER, her husband,

Plaintiffs,

v.

HEALTHASSURANCE PENNSYLVANIA, INC.,
HEALTHASSURANCE,
HEALTHAMERICA PENNSYLVANIA, INC.,
HEALTHAMERICA,
HEALTHAMERICA/HEALTHASSURANCE,

Civil Action No. 06-426

Judge Lancaster
Magistrate Judge Hay

ORDER

AND NOW, this 20th day of Oct, 2006, after the plaintiffs,

Donna Knochel and Kenneth R. Knochel, filed an action in the above-captioned case, and after a Motion to Dismiss was filed by defendants, HealthAssurance Pennsylvania, Inc., HealthAssurance, HealthAmerica Pennsylvania, Inc., HealthAmerica, and HealthAmerica/HealthAssurance, and after a Report and Recommendation was filed by the United States Magistrate Judge granting the parties ten days after being served with a copy to file written objections thereto, and no objections having been filed, and upon independent review of the record, and upon consideration of the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that the defendants' Motion to Dismiss [Docket No. 5] is GRANTED.

IT IS FURTHER ORDERED that, pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, if the plaintiffs desire to appeal from this Order they must do so within thirty (30) days by filing a notice of appeal as provided in Rule 3, Fed.R.App.P.

A handwritten signature in black ink, appearing to read "G. L. Lancaster", written over a horizontal line.

GARY L. LANCASTER
United States District Judge

cc: Honorable Amy Reynolds Hay
United States Magistrate Judge

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